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INVESTIGATION

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*Extraditable Games*

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CI-2  
ROOM 4122  
TEL 232

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ACTION L-03

INFO LOG-00 ADS-00 INR-07 EUR-00 AMAD-01 PPT-01 VO-06  
INRE-00 OCS-06 CA-02 FBIE-00 /026 W

-----070705 101645Z /38

P 101641Z OCT 89  
FM AMEMBASSY MADRID  
TO SECSTATE WASHDC PRIORITY 4500  
DEPT OF JUSTICE WASHDC PRIORITY  
AMEMBASSY PARIS PRIORITY

UNCLAS MADRID 13236  
STATE FOR L/LEI

*2*  
*Basler*

*62-76310-330*

*30*

JUSTICE FOR INTERNATIONAL AFFAIRS CRIMINAL DIVISION

PARIS FOR LEGATT ATTN:

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E.O. 12356: N/A

TAGS: CJAN, CVIS, SNAR, SP (MARKS, DENNIS HOWARD)

SUBJ: EXTRADITION CASES OF DENNIS HOWARD MARKS

REF: MADRID 9315 AND PREVIOUS

1. THE PLENO OF THE CRIMINAL DIVISION OF THE SPANISH AUDIENCIA NACIONAL, IN THEIR MEETING OF SEPTEMBER 28, 1989, CONFIRMED APPROVAL OF SUBJECT'S EXTRADITION TO THE UNITED STATES.
2. THERE ARE NO FURTHER APPEALS TO THE COURT'S DECISION. IT WILL BE NOW THE COUNCIL OF MINISTERS WHO WILL TAKE THE FINAL DECISION IN MR. MARKS' EXTRADITION. ALTHOUGH DEFENSE ATTORNEY MAY REQUEST THE CONSTITUTIONAL COURT TO SUSPEND SUBJECT'S SURRENDER TO U.S. AUTHORITIES UNTIL A DECISION IS

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MADE ON HIS CIVIL RIGHTS APPEAL, IT IS UNLIKELY THAT SUCH A REQUEST MIGHT BE GRANTED. IN POST'S PREVIOUS EXPERIENCES, THE CONSTITUTIONAL COURT DID NOT GRANT SUCH REQUESTS.

3. COPY OF COURT'S DECISION WILL BE POUCHED TO L/LEI ASAP.

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